



Orrick No. 705403.6
(Former L&L 266/226)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

MONCEF JENDOUBI

Serial No.: 09/930,715

Filed: August 14, 2001

For: ANTIBODY-BASED ANALYSIS OF
MATRIX PROTEIN ARRAYS

)
) **Group Art Unit:** 1641

)
) **Examiner:** TRAN, My-Chau T.

13/10
CAGS
01/03
RECEIVED

SEP 05 2003

PRELIMINARY AMENDMENT AND COMMENTS TECH CENTER 1600/2900

MAIL STOP RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450


Sir:

 Please amend the application as follows.

IN THE CLAIMS:

1-13. (Cancelled).

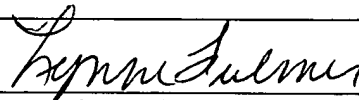
14. (New) A method to analyze differential gene expression in human tissue samples
derived from different biological conditions comprised of the steps of:

 providing at least two samples from a human, wherein the at least two samples
are comprised of proteins expressed as gene products in distinct biological conditions,

CERTIFICATE OF MAILING
(37 C.F.R. §1.10)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as 'Express Mail Post Office To Addressee' in an envelope addressed to the MAIL STOP RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Express Mail Label No. EV 339738356 US
Date of Deposit: August 28, 2003


Lynne Fulmer

DOCSOC1:141373.1
705403-6 K2M



SEP 02 2003

RCE/1600

**REQUEST
FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA).

Application Number	09/930,715
Filing Date	9/14/2001 #12
First Named Inventor	Moncef Jendoubi 9-11-03
Group Are Unit	1641
Examiner Name	TRAN, My-Chau T.
Attorney Docket Number	705403.6

This is a Request for continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective May 29, 2000. If the above-identified was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patented term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. **Submission required under 37 C.F.R. § 1.114**

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on _____
Any unentered amendment(s) referred to above will be entered.
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- iii. ☐ Other _____
- b. ☒ Enclosed
- i. ☒ Preliminary Amendment/Comments
- ii. ☐ Affidavit(s)/Declarations(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other _____

RECEIVED

SEP 05 2003

TECH CENTER 1600/2900

2. **Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b. ☐ Other _____

3. **Fees**

The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 12-2475
- i. ☒ RCE fee required under 37 C.F.R. § 1.17(e) **\$370.00**
- ii. ☐ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17); if any extension of time is required, please consider this a request therefor. **\$0.00**
- iii. ☒ Other: Any fee under \$1.15 or _____
- b. ☐ Check in the amount of \$_____ enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

09/04/2003 MAHME1 00000075 122475 09930715

01 FC:2801 375.00 DA

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Kurt T. Mulville	Registration No. (Attorney/Agent)	37,194
Signature		Date	August 28, 2003

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service as "Express Mail Post Office to Addressee" in an envelope addressed to: Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on: EXPRESS MAIL NO. EV 339738356 US

Name (Print/Type)	Lynne Fulmer	Date	August 28, 2003
Signature			